

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

OWEN W. BARNABY,

Plaintiff,

Hon Janet T. Neff.

v.

Case No. 1:14-cv-01279

BRET WITKOWSKI, et al.,

Defendants.

/

REPORT AND RECOMMENDATION

Because defendants have not yet been properly served with the summonses and complaint in this matter, the undersigned recommends that plaintiff's motions for default against defendants Berrien County and Bret Witkowski (Dkt. Nos. 9 and 11 respectively) be denied.

Date: April 1, 2015

/s/ Ellen S. Carmody
ELLEN S. CARMODY
U.S. Magistrate Judge

OBJECTIONS to this Report and Recommendation must be filed with the Clerk of Court within 14 days of the date of service of this notice. 28 U.S.C. § 636(b)(1)(C). Failure to file objections within the specified time waives the right to appeal the District Court's order. *Thomas v. Arn*, 474 U.S. 140, 155 (1985); *United States v. Walters*, 638 F.2d 947, 949-50 (6th Cir. 1981).